

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

HOWARD A. JEFFS, JR. : CIVIL ACTION
v. :
AMTRAK - NATIONAL PASSENGER :
CORP. : NO. 10-2097

ORDER

AND NOW, this 31st day of August, 2010, upon
consideration of the defendant's Motion to Dismiss Plaintiff's
Amended Complaint (Docket No. 8), and the plaintiff's opposition
thereto, and for the reasons stated in a memorandum of law
bearing today's date, IT IS HEREBY ORDERED that the defendant's
motion is GRANTED. The plaintiff's complaint is dismissed
without prejudice. The plaintiff may file an amended complaint
on or before September 30, 2010, if he believes that he can state
a claim under the Court's decision. This case is closed.

BY THE COURT:

/s/ Mary A. McLaughlin
MARY A. McLAUGHLIN, J.